

EXHIBIT C

The Circuit Court for Harford County

Third Judicial Circuit of Maryland
Courthouse
20 West Courtland Street
Bel Air, Maryland 21014

Chambers of William O. Carr
Judge

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Christina Donald, Law Clerk
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February 6, 2017

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Re: Consolidate Steroid Cases

Dear Counsel:

Enclosed you will find a copy of the Amended Scheduling Order that was agreed to by everyone in the above-captioned cases.

It should be noted that a hearing was left on the docket for **March 15, 2017** to identify and agree on a bellwether case of cases that would be tried. I left that hearing in the order but I believe it is probably premature to actually make that decision. If nothing else, if the case or cases that are selected are resolved by mediation, it will be necessary to pick other cases at a later date.

At this point in time I will leave the case on the docket for that day but unless I hear from one or more of the parties that they believe it is necessary to have that hearing and pick the cases at this time, I will assume that no one will actually appear.

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Re: Consolidate Steroid Cases

It is my further understand that it was agreed by all parties that the following counts in the various cases would be dismissed and they would be removed from ongoing litigation:

- (1) All counts of implied and expressed warranty.
- (2) Any count for negligence misrepresentation.
- (3) Any count based on the Massachusetts Consumer Protection Act.

If anyone has any questions or disagrees with this summary or any of the terms of the Scheduling Order, please do not hesitate to contact me at any time.

Very truly yours,

WILLIAM O. CARR
Judge

WOC:bch

cc: The Honorable Angela M. Eaves

The Circuit Court for Harford County

THE THIRD JUDICIAL CIRCUIT OF MARYLAND
COURTHOUSE
20 W. COURTLAND STREET
BEL AIR, MARYLAND 21014

CHAMBERS OF
WILLIAM O. CARR
JUDGE

(410) 638-3262
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FACSIMILE COVER SHEET

TO: Debbie

FAX NO.:

FROM: Hon. William O. Carr

PHONE: (410) 638-3262

FAX: (410) 803-0935

DATE: February 21, 2017

PAGES, INCLUDING THIS COVER PAGE:

COMMENTS:

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AMENDED SCHEDULING ORDER

ORDERED, by agreement of all counsel, as follows:

- (1) **March 15, 2017** -- Hearing to pick bellwether cases;
- (2) **June 2, 2017** -- Hearing on all open motions at **9:30 a.m.** All parties are hereby **ORDERED** to participate in mediation with a mutually agreed mediator prior to June 2, 2017;
- (3) **June 15, 2017** -- Plaintiffs to disclose experts and provide complete reports for common fact issues (e.g., standard of care, liability) and for bellwether cases;
- (4) **June 21, 2017** -- Hearing on all open motions at **9:30 a.m.**
- (5) **August 15, 2017** -- Defendants to disclose experts and provide complete reports for common fact issues (e.g., standard of care, liability) and for bellwether cases;
- (6) **September 15, 2017** -- Plaintiffs to identify rebuttal experts and provide complete reports from those experts;
- (7) **December 22, 2017** -- Close of discovery;
- (8) **January 22, 2018** -- Frye-Reed and dispositive motions to be filed;

- (9) **February 13, 2018** – Oppositions to Frye-Reed and dispositive motions (one month later than original); and
- (10) **May 7, 2018** – First bellwether trial starts (2 week trial anticipated).

WILLIAM O. CARR, JUDGE